

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

LINELLE SIMMONS,

Plaintiff,

v.

RALPHS GROCERY COMPANY d/b/a FOOD
4 LESS MIDWEST and THE KROGER CO.,

Defendants.

Case No. 1:22-cv-03789

Honorable Martha M. Pacold

AGREED STIPULATION OF DISMISSAL WITHOUT PREJUDICE

IT IS HEREBY STIPULATED AND AGREED by and between the Plaintiff, LINELLE SIMMONS, and the Defendants, RALPHS GROCERY COMPANY d/b/a FOOD 4 LESS MIDWEST and THE KROGER CO., through their respective counsel that the above-captioned action is dismissed, without prejudice, pursuant to Federal Rule of Civil Procedure 41. Each party shall bear its own costs and attorney fees.

Dated: September 26, 2022

Respectfully Submitted,

LINELLE SIMMONS

**RALPHS GROCERY COMPANY and
THE KROGER CO.**

/s/ Nathan C. Volheim

Nathan C. Volheim (#6302103)

Counsel for Plaintiff

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/s/ Joseph D. Kern (with consent)

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CERTIFICATE OF SERVICE

I hereby certify that I today caused a copy of the foregoing document to be electronically filed with the Clerk of Court using the CM/ECF system which will be sent to all attorneys of record.

/s/ Nathan C. Volheim
Nathan C. Volheim